

01-17-'04 14:03 FROM-Lerner & Greenberg +9549251101
Appl. No. 10/034,053
Amendment Dated January 17, 2004
Reply to Office Action of 10/28/2003 12:00:00 AM

T-695 P09/15 U-609

Remarks:

Reconsideration of the application is requested. Claims 1-32 remain in the application. Claims 1 and 22 have been amended.

In the first paragraph on page 2 of the Office action, the Examiner objected that a signed oath/declaration had not been submitted. Attached find a resubmission of a signed oath/declaration. Also included are the cover letter and receipt dated postcard indicating its original deposit.

In the third paragraph on page 2 of the above-identified Office action, the Examiner has rejected claims 1-32 as being indefinite under 35 U.S.C. § 112, second paragraph. More specifically, the Examiner has stated that, in claim 1, the phrase "an effective amount" was unclear. As suggested, this phrase has been changed to "an amount".

In the final paragraph on page 2 of the Office action, the Examiner rejected claim 22 for depending on itself. Claim 22 has been amended to correct the dependence to claim 21.

Accordingly, the claims meet the requirements of 35 U.S.C. § 112, second paragraph. Should the Examiner find any further objectionable items, counsel would appreciate a telephone call during which the matter may be resolved. The changes are neither provided for overcoming the prior art nor

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do they narrow the scope of the claim for any reason related
to the statutory requirements for a patent.

In the first paragraph on page 3 of the Office action, the
Examiner indicated that claims 1-32 would be allowable once
the rejections under Section 112, had been corrected. In
light of the amendments discussed previously, claims 1-32
should now be allowed.

In view of the foregoing, reconsideration and allowance of
claims 1-32 are solicited. In the event the Examiner should
still find any of the claims to be unpatentable, please
telephone counsel so that patentable language can be
substituted.

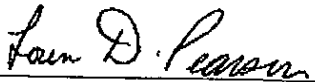
If an extension of time for this paper is required, petition
for extension is herewith made.

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Please charge any other fees that might be due with respect to
Sections 1.16 and 1.17 to the Deposit Account of Lerner and
Greenberg, P.A., No. 12-1099.

Respectfully submitted,



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The stamp of the Patent Office hereon may be considered the date on which papers indicated below were received.

Applic pgs... Rule 53b New ☐ Contin ☐ Div ☐ CIP ☐ / Rule 53c Prov. ☐ / Rule 53d CPA...RCE ☐
☐ CIP... pgs ☐ Design ☐... Dwgs ☒ Declaration ☐ Mailing Certif.
☒ Priority Claim ☒ Cert. Prior. Doc(s) ☐ PCT Cover Sheet WO
☐ Amend pgs... ☐ Prel. Amend pgs... ☒ Letter
☐ Response pgs... ☐ 37CFR1.116 ☐ Not. of Appeal
☐ Brief pgs... ☐ Appndx pgs... ☐ I.D.S.+... Refs.
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